

FLOOD MANAGEMENT

Connecticut Department of Transportation
2800 Berlin Turnpike
P.O. Box 317546
Newington, CT 06131-7546

Attn: Thomas J. Maziarz, Bureau Chief, Policy & Planning

Re: **Approval of Certification & Exemption Request**
FM-201503316
Occum Maintenance Facility
Norwich, CT

Dear Mr. Maziarz:

The Inland Water Resources Division of the Department of Energy & Environmental Protection has reviewed the flood management certification application and exemption request prepared by John W. Waleszczyk of Connecticut Department of Transportation, and signed by Thomas J. Maziarz of the Connecticut Department of Transportation ("Certifying Agency").

The certification and exemption request submitted on May 12, 2015 states that the proposed activity has been designed in compliance with the requirements of Section 25-68d(b) of the Connecticut General Statutes (CGS) and Section 25-68h-1 through 25-68h-3 of the Regulations of Connecticut State Agencies (RCSA) with the exception of Section 25-68(h)(2), Subsection(d)(1) of the RCSA.

Specifically, an exemption is requested from the provisions of Section 25-68h-2(d)(1) of the Regulations of Connecticut State Agencies (RCSA). RCSA Section 25-68h-2(d)(1) prohibits the storage of materials that are buoyant, hazardous, flammable, explosive, soluble, expansive radioactive or which could be injurious to human, animal or plant life is prohibited below the elevation of the base flood for a critical activity.

The project consists of the replacement of underground fuel storage tanks and installation of an aboveground diesel fuel storage tank located in the City of Norwich, as shown on plans entitled, "*Occum Maintenance Facilities State Project # 103-247*," submitted with the application on May 12, 2015, and prepared by the Connecticut Department of Transportation Office of Engineering. The project is located within the 500-yr FEMA floodplain of Shetucket River.

The agency has determined that while the fuel tanks for the emergency generators are not elevated above the 500-year flood elevation, it is not possible to do so without compromising access to them during emergency events. In addition, the agency has determined that the activity is in the public interest, will not injure persons or damage property in the area of such activity or critical activity, and complies with the provisions of the National Flood Insurance Program.

Therefore, in accordance with CGS Section 25-68d(b) & (d), your request for approval of the above referenced certification and exemption request from RCSA Section 25-68h-2(d)(1) hereby is granted with the following conditions:

Special Conditions:

None

Operating Conditions:

1. This approval shall expire ten years after issuance or if the construction of any structures or facilities authorized herein is not commenced within three years of issuance of this approval.
2. The Certifying Agency may not make any alterations, except de minimis alterations, to any structure, facility, or activity authorized by this certification unless the Certifying Agency applies for and receives a modification of this certification. A de minimis alteration means a change in the design or operation of the authorized permit that does not increase its adverse environmental or other regulatory impacts.
3. In constructing or maintaining any structure or facility or conducting any activity authorized herein, or in removing any such structure or facility, the Certifying Agency shall employ best management practices to control storm water discharges, to prevent erosion and sedimentation, and to otherwise prevent pollution of wetlands and other waters of the State. The Certifying Agency shall immediately inform the Commissioner of any adverse impact or hazard to the environment which occurs or is likely to occur as the direct result of the construction, maintenance, or conduct of structures, facilities, or activities authorized herein. Best Management Practices include, but are not limited, to practices identified in the *Connecticut Guidelines for Soil Erosion and Sediment Control* as revised, 2004 *Connecticut Stormwater Quality Manual*, Department of Transportation's *ConnDOT Drainage Manual* as revised, and the Department of Transportation Standard Specifications as revised.
4. All temporary structures, cofferdams, and fill shall not impede the movement of flood flows and shall be removed at the completion of their use. The design of such temporary structure, cofferdams and fill shall be based on the DOT Drainage Manual, where applicable. All temporary and permanent fill shall be clean and free of stumps, rubbish, hazardous and toxic material.
5. The Certifying Agency shall cause equipment and materials to be removed from the floodplain during periods when flood warnings have been issued or are anticipated by a responsible federal, state or local agency. It shall be the Certifying Agency's responsibility to obtain such warnings when flooding is anticipated.

This authorization is subject to and does not derogate any present or future property rights or other rights or powers of the State of Connecticut, conveys no property rights in real estate or material nor any exclusive privileges, and is further subject to any and all public and private rights and to any federal, state, or local laws or regulations pertinent to the property or activity affected thereby. No

revisions or alterations to the approved plans are allowed without first obtaining written approval from this Division of such alterations.

If there are any questions, contact Krystyna Krudysz of the Inland Water Resources Division at 860-418-5942.

Sincerely,

Date

Michael Sullivan
Deputy Commissioner

CAC/KK

cc: Mark W. Alexander, Transportation Assistant Planning Director
Svetlana Kaminsky, DOT